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8 IN THE UNITED STATES DISTRICT COURT
9 FOR THE EASTERN DISTRICT OF CALIFORNIA

10 JOHN DURRELL HOLCOMB,

11 Plaintiff,

No. CIV S-02-2417 LKK KJM P

12 vs.

13 HIGH DESERT STATE PRISON, et al.,

14 Defendants.

ORDER

15 _____/
16 Plaintiff, a state prisoner proceeding pro se, has filed this civil rights action
17 seeking relief under 42 U.S.C. § 1983. The matter was referred to a United States Magistrate
18 Judge pursuant to 28 U.S.C. § 636(b)(1)(B) and Local General Order No. 262.

19 On July 6, 2010, the magistrate judge filed findings and recommendations herein
20 which were served on all parties and which contained notice to all parties that any objections to
21 the findings and recommendations were to be filed within twenty-one days. Neither party has
22 filed objections to the findings and recommendations.

23 The court has reviewed the file and finds the findings and recommendations to be
24 supported by the record and by the magistrate judge's analysis. Accordingly, IT IS HEREBY
25 ORDERED that:


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1 1. The findings and recommendations filed July 6, 2010, are adopted in full;

2 2. Defendants' motion for enforcement of the parties' settlement agreement
3 (#157) is denied and the settlement agreement is voided; and

4 3. Trial is set for December 7, 2010 at 10:30 a.m., in courtroom no. 4 before the
5 Honorable Lawrence K. Karlton with a trial confirmation hearing set from September 13, 2010 at
6 11:15 a.m.

7 DATED: August 26, 2010.

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11 LAWRENCE K. KARLTON
12 SENIOR JUDGE
13 UNITED STATES DISTRICT COURT
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